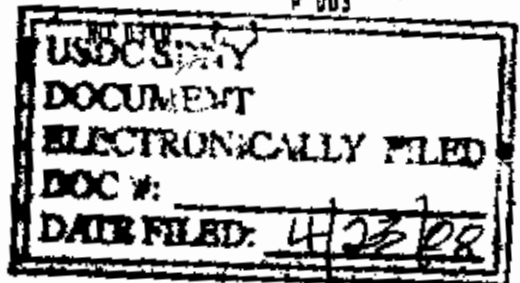


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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JOSEPH IOVANE,

Plaintiff,

-against-

STARBUCKS COFFEE COMPANY, and
STARBUCKS CORPORATION,

Defendants(s).

X GT-9127
: 08 Civ. 0016 (NRB) (HP)
: STIPULATION AND
: ORDER OF DISMISSAL
: WITH PREJUDICE

Pursuant to Rule 41(s)(2) of the Federal Rules of Civil Procedure, the parties, by their respective attorneys, hereby stipulate to dismiss this action with prejudice and without costs to any party.

Dated: New York, New York
April 21, 2008

Respectfully yours,

WILSON ELZER MOSKOWITZ
EDELMAN & DICKER LLP

By: George N. Tompkins, III
George N. Tompkins, III (GT-9127)
150 East 42nd Street
New York, New York 10017
(212) 490-3000, Ext. 2562
Attorneys for Defendant
STARBUCKS CORPORATION d/b/a
STARBUCKS COFFEE COMPANY

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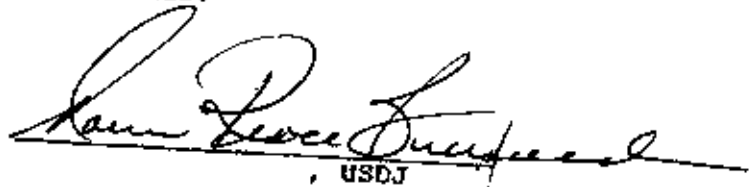
Dated: New York, New York
April 21, 2008

CHERIFF & FINK, P.C.

By: 

Kenneth Fink (KF-8325)
2 Rector Street, Suite 2104
New York, New York 10006-1893
(212) 285-4100
Attorney for Plaintiff

Dated: April 22, 2008 SO ORDERED:


USDJ

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